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IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION NO. 3574/2004

PETITIONER

Tejpal Dubey, aged about 37 years, son of Late Kanhaiyalal Dubey, working as Patwari, P.H. No. 14-A Baloda Bazar, Resident of Near 29 Quarters, Baloda Bazar, Distt. Raipur (CG)

VERSUS

RESPONDENTS

1. The State of Chhattisgarh, through : the Secretary, Department of Revenue, Dau Kalyan Singh Bhawan, Mantralay, Raipur (Chhattisgarh)

2. The Collector, (Revenue Records and Branch), Raipur, Chhattisgarh)

3. The Sub Divisional Officer (Rev.), Baloda Bazar, Distt. Raipur (Chhattisgarh)

4. Kamalchand Koshle, aged about 38 years, son of Not known, working as Patwari, PH No. 22, Tah. Bhatapara, Distt. Raipur (CG)

P.E. No. 3575/04 Presented by Shri L. J. Nag dated 28-9-04

RECEIVED COPY Clerk to A.G. Bilaspur

WRIT PETITION UNDER ARTICLES 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT / WRITS, DIRECTION / DIRECTIONS, ORDER / ORDERS IN THE NATURE OF CERTIORARI, MANDAMUS PROHIBITION ETC.

XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक wl 3574/04 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

01-11-2004

Shri Vinay Pandey, Counsel for the petitioner.

Shri V.V.S. Murthy, Dy. Advocate General with Shri Akhil Agrawal, Panel Lawyer for the State.

Application for urgent hearing is allowed.

Heard.

Learned counsel for the petitioner submits that the matter relates to transfer. He further submits that respondent No.4/Kamalchand Koshle has been transferred in place of the petitioner without being transferred the petitioner. He also submits that the respondent No.4 has not joined at the place where the petitioner is presently working. He also submits that for the present the petitioner may be given an opportunity of filing the detailed representation before the competent authority of the respondents, which shall be considered on its own merits in accordance with law.

Having considered the facts and circumstances and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner to make a detailed representation raising his grievances before the competent authority of the respondents along with a copy of the petition and this order, within 10 days, and on such representation being filed, the competent authority of the respondents shall decide the same on its own merits in accordance with law by a reasoned order as early as possible preferably within six weeks from the date of receipt of the representation. It is made

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XI-HC—78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP 3574/04 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश — 2 —	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
Gowri	clear that if any grievance still remains, the petitioner may avail the remedy available under the law. In view of the facts and circumstances of the case, it is directed that till the representation is decided, if the petitioner is not transferred/relieved, he be allowed to continue. With the aforesaid observations, this petition stands disposed of. Consequently M.W.P.No.4019/2004 & I.A.No.7476/2004 also stand disposed of. Certified copy as per rules.	Sd/- Fakhruddin Judge

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